



## NOTICE OF PROPOSED RULE ADOPTION

### STATE OF MISSISSIPPI Mississippi State Department of Health Division of Radiological Health

MS State Department of Health  
c/o B. J. Smith  
3150 Lawson Street  
Jackson, MS 39213  
(601)987-6893  
Telephone Number  
bjsmith@msdh.state.ms.us

Specific Legal Authority authorizing the promulgation of  
Rule: Mississippi Code of 1972 Section 45-14-1  
through Section 45-14-69  
Reference to Rules repealed, amended or suspended by the  
Proposed Rule : Regulations for Control of Radiation  
in Mississippi

#### Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

The U.S. Nuclear Regulatory Commission (NRC) has revised the federal regulations in 10 CFR Parts 19, 20, 30, 32, 35, and 71. These revisions are considered a matter of compatibility for all Agreement States, including Mississippi. In order to meet federal requirements, the proposed revisions to the Regulations for Control of Radiation have been developed. They include Sections 100, 300, 400, 700, 1000, and 1300.

This rule is proposed as a ☒ Final Rule, and/or a ☐ Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

☒ An oral proceeding is scheduled on this rule on Date: December 19, 2008 Time: 2:30 PM  
Place: Underwood Auditorium

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least 5 day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

☐ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

☒ The agency has determined that an economic impact statement is not required for this rule, or

☐ The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: 12-1-2008

Proposed Effective Date of Rule: February 13, 2009

B. J. Smith Director, Radiological Health  
Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 001  
Effective Date 07/29/2005